IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.R. No.3017 of 2006
Date of Decision:- 07.12.2006

Rajesh Kumar etc. ....Petitioners

through
Mr.R.K.Jain, Advocate.

vs.

Jagdish and others ....Respondents

through
Mr.Hari Om Attri, Advocate.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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SURYA KANT, J.

This revision petition is directed against the order dated 9.5.2006 passed by the learned Civil Judge (Sr.Div.), Hisar whereby the question of admissibility of certain documents including Exh.DW4/D has been kept open to be decided at the final stage and the documents have been exhibited tentatively.

After hearing learned counsel for the parties and having regard to the consistent view taken by this Court, which in turn is based upon the judgment of the Hon'ble Supreme Court in the case of **R.V.E.Venkatachala Gounder vs. Arulmigu Viswesaraswami and V.P.Temple and another**, AIR 2003 SC 4548, the impugned order passed by the learned Civil Court is partly set aside and it is directed that the objections with regard to the admissibility of the photostat copies of the documents be decided first and then only the trial Court shall proceed with the suit.

Keeping in view the fact that the civil suit was filed way back

in the year 1995, the learned Civil Court is directed to make an endeavour to conclude the proceedings as early as possible and preferably within six months.

The parties are directed to appear before the learned trial Court on 11.1.2007.

Petition stands disposed of.

December 07, 2006 **(SURYA KANT)**
poonam **JUDGE**